

REMARKS

In the Office Action mailed August 26, 2009, the Office noted that claims 24-53 were pending and rejected claims 24-53. No claim has been amended, no claims have been canceled, and thus, in view of the foregoing, claims 24-53 remain pending for reconsideration which is requested. No new matter has been added. The Office's rejections are traversed below.

REJECTIONS under 35 U.S.C. § 103

Claims 24-28, 31-39 and 42-53 stand rejected under 35 U.S.C. § 103(a) as being obvious over Suzuki, U.S. Patent Publication No. 2003/0059205 in view of Takahashi, U.S. Patent Publication No. 2003/0179669. The Applicants respectfully disagree and traverse the rejection with an argument.

Takahashi discusses that an optical disc 100 includes, in the defect list 112, the anchor 126 which includes the second update times information 152.

However, the anchor 126 disclosed in Takahashi is merely the information located on the end of the defect list 112, and is not information which is referred to in reading file system information. Therefore, there is no motivation to combine the anchor disclosed in Suzuki with the anchor disclosed in Takahashi.

Further, Takahashi merely discusses that two updated information (i.e. the first update times information and the

second update time information) are recorded into different portions, respectively. Namely, Takahashi does not disclose both of the default area into which the first and second update times information are initially recorded and the update area into which the first and second update times information are update recorded.

In other words, Takahashi merely discusses only the area for updating and does not disclose the default area which is different from the area for updating and into which the updated information is initially recorded before updating. Therefore, because Suzuki merely discusses only the area for default and Takahashi merely discusses only the area for updating, the combination of Suzuki and Takahashi does not suggest or teach that the recording medium includes the area for default (i.e. anchor area in claims) and the area for updating (i.e. the update area in claims) which are different from each other.

Additionally, the "update area" of the present invention, as embodied in the claims, is an area into which the anchor information, which is recorded into the "anchor area" in default, is displaced. Namely, the "update area" of the present claims is an area which is displaced from the "anchor area in default." In contrast, Suzuki does not disclose, teach or suggest that the anchor area, into which the anchor is recorded in default, is an area which is displaced by another area for updating different from the anchor area. In particular, Suzuki

does not disclose, suggest or teach that the anchor is recorded into another area for updating which is different from the anchor area in default. Similarly, Takahashi does not disclose, teach or suggest that the anchor 126, into which the first and second update times information are update-recorded, is an area which is displaced from another area different from the anchor 126 for updating. Takahashi does not disclose, teach or suggest that the first and second update times information are initially (i.e. in default) recorded into another area which is different from the anchor 126 for updating. Therefore, the combination of Suzuki and Takahashi does not teach or suggest that the recording medium includes the area for default (i.e. anchor area in claims) and the area for updating (i.e. the update area in claims) which are different from each other.

Therefore, for at least the reasons discussed above, Suzuki and Takahashi, taken separately or in combination, fail to render obvious the features of claims 24, 32 and 42-53 and the claims dependent therefrom.

Claims 29, 30, 40 and 41 stand rejected under 35 U.S.C. § 103(a) as being obvious over Suzuki in view of Applicants Admitted Prior Art (AAPA) in view of Takahashi, in view of Mitsuda, U.S. Patent Publication No. 2003/0193859. The Applicants respectfully disagree and traverse the rejection with an argument.

AAPA and Mitsuda add nothing to the deficiencies of

Suzuki and Takahashi as applied against the independent claims. Therefore, for at least the reasons discussed above, Suzuki, Takahashi, AAPA and Mitsuda, taken separately or in combination, fail to render obvious claims 29, 30, 40 and 41.

Withdrawal of the rejections is respectfully requested.

SUMMARY

It is submitted that the claims satisfy the requirements of 35 U.S.C. § 103. It is also submitted that claims 24-53 continue to be allowable. It is further submitted that the claims are not taught, disclosed or suggested by the prior art. The claims are therefore in a condition suitable for allowance. An early Notice of Allowance is requested.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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